

REMARKS

The Examiner has restricted the claims in the case to: Species I, claims 1, 3 and 4, directed to a semi-automatic system for the manufacture of large electrical induction coils including a set of vertical wheels mounted on a vertical axle which work on a conductor to be coiled such that turns are formed in the coil without manual labor; and Species II, claims 7-12, directed to a semi-automatic system for the manufacture of large induction coils including a control unit and at least one hydraulic cylinder.

Applicants respectfully traverse the Restriction Requirement and request reconsideration. The inventions of Species I and Species II are equivalent in scope when all limitations of the two Species are considered and do not present a burden on the Examiner to search the limitations of each Species. For example, the Examiner states “Species I includes the limitation of ‘a set of vertical wheels mounted on the vertical axle,’ whereas Species II does not include this limitation.” See Office Action dated April 20, 2009 at page 2, lines 12-14. Claim 7 of Species II includes “at least one vertical wheel mounted on the vertical axel.” As such, a search for the set of vertical wheels (as included in Species I) would include a search for at least one wheel (as included in Species II), resulting in no additional search burden on the Examiner. Similarly, the Examiner states “Species II includes the limitations ‘a control unit’ and ‘at least one hydraulic cylinder,’ whereas Species I does not include these limitations.” See Office Action dated April 20, 2009 at page 2, lines 14-17. Claim 3 of Species I includes “a control unit” and “hydraulic parts.” As defined by the specification, the hydraulic parts include a hydraulic cylinder. As such, a search for the limitations of claim 3 (as included in Species I) would include a search for a control unit and a series of hydraulic parts including a hydraulic cylinder (as included in Species II), resulting in no additional search burden on the Examiner. Restriction is only proper if “[t]here is a serious burden on the examiner if restriction is not required.” See MPEP § 803. Because the inventions of Species I and Species II are equivalent in scope when all limitations of the two Species are considered, a serious burden is not placed on the Examiner in this application.

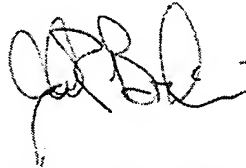
In view of the above remarks, applicant believes that the Restriction Requirement is not appropriate and that claims 1, 3, 4 and 7-12 should be prosecuted together in the present application. As such, Applicant submits that the application is in condition for examination and

allowance on the merits. Nonetheless, Applicants provisionally elect Species II as required by 37 CFR § 1.143.

The Commissioner is hereby authorized to charge any additional fees which may be required for this submission, or credit any overpayment, to Deposit Account No. 50-0436. Should the Examiner have any questions or comments, or need any additional information from Applicant's agent, I invite the Examiner to contact me at the phone number listed below.

Respectfully submitted,

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